

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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LINDSAY LOHAN,

CASE NO.: 2:11-cv-05413-DRH-ARL

Plaintiff,

vs.

ARMANDO CHRISTIAN PEREZ *p/k/a* PITBULL,  
SHAFFER CHIMERE SMITH, JR., *p/k/a* NE-YO, NICK  
VAN DE WALL *p/k/a* AFROJACK, J RECORDS, SONY  
MUSIC ENTERTAINMENT, SONY MUSIC HOLDINGS  
INC., RCA MUSIC GROUP, POLO GROUNDS MUSIC,  
POLO GROUNDS MUSIC PUBLISHING, INC., POLO  
GROUNDS MUSIC, INC., MR. 305, INC., MR. 305  
ENTERPRISE, INC., and JOE JOHN AND JANE JOHN,  
1 THROUGH X,

Defendants.

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**DECLARATION OF MARCOS DANIEL JIMÉNEZ**

I, Marcos Daniel Jiménez, under the penalty of perjury, swear pursuant to 28 U.S.C. § 1746, that the following is true and correct:

1. I am a partner at the law firm of Kasowitz Benson Torres & Friedman, LLP and represent Defendants Armando Christian Perez *p/k/a* Pitbull, Shaffer Chimere Smith, Jr., *p/k/a* Ne-Yo, Nick Van De Wall *p/k/a* Afrojack, J Records, Sony Music Entertainment, Sony Music Holdings, Inc., RCA Music Group, Polo Grounds Music, Polo Grounds Music Publishing, Inc. and Polo Grounds Music, Inc.'s (collectively, "Defendants") in this action. I am a member of the Florida and New York Bars and I am admitted to appear before this Court.

2. I respectfully submit this declaration in connection with the Reply in Support of the Motion to Dismiss Plaintiff Lindsay Lohan's Complaint, which is submitted concurrently

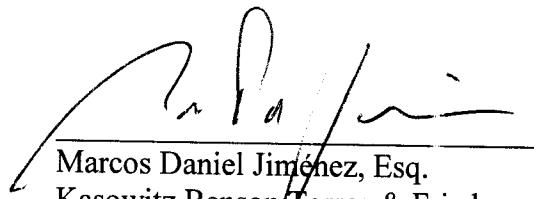
herewith. I am fully familiar with the facts and circumstances stated herein, based on my review of the attached documents, and the files maintained by my firm.

3. Attached hereto as Exhibit A is a true and correct copy of a Compendium of Plagiarism, prepared by counsel for the Defendants as explained in Footnote 1 of the Compendium.

4. Attached hereto as Exhibit B is a true and correct copy of a "Similarity Report" generated on March 9, 2012 by submitting a Microsoft Word version of Ms. Lohan's Complaint (not including the header, title, or signature block) through the website <https://research.ithenticate.com/>, a plagiarism and duplication screening program.

MARCOS DANIEL JIMENEZ  
Printed Name

March 12, 2012  
Date of Declaration/Execution

  
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Marcos Daniel Jiménez, Esq.  
Kasowitz Benson Torres & Friedman  
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Miami, Florida 33131